



Sen. Kirk W. Dillard

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09300SB2607sam002

LRB093 18674 RLC 47982 a

1 AMENDMENT TO SENATE BILL 2607

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2607 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Unified Code of Corrections is amended by  
5 changing Section 3-14-2 as follows:

6 (730 ILCS 5/3-14-2) (from Ch. 38, par. 1003-14-2)

7 Sec. 3-14-2. Supervision on Parole, Mandatory Supervised  
8 Release and Release by Statute.

9 (a) The Department shall retain custody of all persons  
10 placed on parole or mandatory supervised release or released  
11 pursuant to Section 3-3-10 of this Code and shall supervise  
12 such persons during their parole or release period in accord  
13 with the conditions set by the Prisoner Review Board. Such  
14 conditions shall include referral to an alcohol or drug abuse  
15 treatment program, as appropriate, if such person has  
16 previously been identified as having an alcohol or drug abuse  
17 problem. Such conditions may include that the person use an  
18 approved electronic monitoring device subject to Article 8A of  
19 Chapter V.

20 (b) The Department shall assign personnel to assist persons  
21 eligible for parole in preparing a parole plan. Such Department  
22 personnel shall make a report of their efforts and findings to  
23 the Prisoner Review Board prior to its consideration of the  
24 case of such eligible person.

1 (c) A copy of the conditions of his parole or release shall  
2 be signed by the parolee or releasee and given to him and to  
3 his supervising officer who shall report on his progress under  
4 the rules and regulations of the Prisoner Review Board. The  
5 supervising officer shall report violations to the Prisoner  
6 Review Board and shall have the full power of peace officers in  
7 the arrest and retaking of any parolees or releasees or the  
8 officer may request the Department to issue a warrant for the  
9 arrest of any parolee or releasee who has allegedly violated  
10 his parole or release conditions. If the parolee or releasee  
11 commits an act that constitutes a felony using a firearm or  
12 knife, or, if applicable, fails to comply with the requirements  
13 of the Sex Offender Registration Act, the officer shall request  
14 the Department to issue a warrant and the Department shall  
15 issue the warrant and the officer or the Department shall file  
16 a violation report with notice of charges with the Prisoner  
17 Review Board. A sheriff or other peace officer may detain an  
18 alleged parole or release violator until a warrant for his  
19 return to the Department can be issued. The parolee or releasee  
20 may be delivered to any secure place until he can be  
21 transported to the Department.

22 (d) The supervising officer shall regularly advise and  
23 consult with the parolee or releasee, assist him in adjusting  
24 to community life, inform him of the restoration of his rights  
25 on successful completion of sentence under Section 5-5-5.

26 (e) Supervising officers shall receive specialized  
27 training in the special needs of female releasees or parolees  
28 including the family reunification process.

29 (f) The supervising officer shall keep such records as the  
30 Prisoner Review Board or Department may require. All records  
31 shall be entered in the master file of the individual.

32 (Source: P.A. 86-661; 86-1281; 87-855.)

33 Section 10. The Sex Offender Registration Act is amended by

1 changing Sections 2, 3, 6, 8, 8-5, and 10 as follows:

2 (730 ILCS 150/2) (from Ch. 38, par. 222)

3 Sec. 2. Definitions.

4 (A) As used in this Article, "sex offender" means any  
5 person who is:

6 (1) charged pursuant to Illinois law, or any  
7 substantially similar federal, Uniform Code of Military  
8 Justice, sister state, or foreign country law, with a sex  
9 offense set forth in subsection (B) of this Section or the  
10 attempt to commit an included sex offense, and:

11 (a) is convicted of such offense or an attempt to  
12 commit such offense; or

13 (b) is found not guilty by reason of insanity of  
14 such offense or an attempt to commit such offense; or

15 (c) is found not guilty by reason of insanity  
16 pursuant to Section 104-25(c) of the Code of Criminal  
17 Procedure of 1963 of such offense or an attempt to  
18 commit such offense; or

19 (d) is the subject of a finding not resulting in an  
20 acquittal at a hearing conducted pursuant to Section  
21 104-25(a) of the Code of Criminal Procedure of 1963 for  
22 the alleged commission or attempted commission of such  
23 offense; or

24 (e) is found not guilty by reason of insanity  
25 following a hearing conducted pursuant to a federal,  
26 Uniform Code of Military Justice, sister state, or  
27 foreign country law substantially similar to Section  
28 104-25(c) of the Code of Criminal Procedure of 1963 of  
29 such offense or of the attempted commission of such  
30 offense; or

31 (f) is the subject of a finding not resulting in an  
32 acquittal at a hearing conducted pursuant to a federal,  
33 Uniform Code of Military Justice, sister state, or

1 foreign country law substantially similar to Section  
2 104-25(a) of the Code of Criminal Procedure of 1963 for  
3 the alleged violation or attempted commission of such  
4 offense; or

5 (2) certified as a sexually dangerous person pursuant  
6 to the Illinois Sexually Dangerous Persons Act, or any  
7 substantially similar federal, Uniform Code of Military  
8 Justice, sister state, or foreign country law; or

9 (3) subject to the provisions of Section 2 of the  
10 Interstate Agreements on Sexually Dangerous Persons Act;  
11 or

12 (4) found to be a sexually violent person pursuant to  
13 the Sexually Violent Persons Commitment Act or any  
14 substantially similar federal, Uniform Code of Military  
15 Justice, sister state, or foreign country law; or

16 (5) adjudicated a juvenile delinquent as the result of  
17 committing or attempting to commit an act which, if  
18 committed by an adult, would constitute any of the offenses  
19 specified in item (B), (C), or (C-5) of this Section or a  
20 violation of any substantially similar federal, Uniform  
21 Code of Military Justice, sister state, or foreign country  
22 law, or found guilty under Article V of the Juvenile Court  
23 Act of 1987 of committing or attempting to commit an act  
24 which, if committed by an adult, would constitute any of  
25 the offenses specified in item (B), (C), or (C-5) of this  
26 Section or a violation of any substantially similar  
27 federal, Uniform Code of Military Justice, sister state, or  
28 foreign country law.

29 Convictions that result from or are connected with the same  
30 act, or result from offenses committed at the same time, shall  
31 be counted for the purpose of this Article as one conviction.  
32 Any conviction set aside pursuant to law is not a conviction  
33 for purposes of this Article.

34 For purposes of this Section, "convicted" shall have the

1 same meaning as "adjudicated".

2 (B) As used in this Article, "sex offense" means:

3 (1) A violation of any of the following Sections of the  
4 Criminal Code of 1961:

5 11-20.1 (child pornography),

6 11-6 (indecent solicitation of a child),

7 11-9.1 (sexual exploitation of a child),

8 11-15.1 (soliciting for a juvenile prostitute),

9 11-18.1 (patronizing a juvenile prostitute),

10 11-17.1 (keeping a place of juvenile  
11 prostitution),

12 11-19.1 (juvenile pimping),

13 11-19.2 (exploitation of a child),

14 12-13 (criminal sexual assault),

15 12-14 (aggravated criminal sexual assault),

16 12-14.1 (predatory criminal sexual assault of a  
17 child),

18 12-15 (criminal sexual abuse),

19 12-16 (aggravated criminal sexual abuse),

20 12-33 (ritualized abuse of a child).

21 An attempt to commit any of these offenses.

22 (1.5) A violation of any of the following Sections of  
23 the Criminal Code of 1961, when the victim is a person  
24 under 18 years of age, the defendant is not a parent of the  
25 victim, and the offense was committed on or after January  
26 1, 1996:

27 10-1 (kidnapping),

28 10-2 (aggravated kidnapping),

29 10-3 (unlawful restraint),

30 10-3.1 (aggravated unlawful restraint).

31 An attempt to commit any of these offenses.

32 (1.6) First degree murder under Section 9-1 of the  
33 Criminal Code of 1961, when the victim was a person under  
34 18 years of age, the defendant was at least 17 years of age

1 at the time of the commission of the offense, and the  
2 offense was committed on or after June 1, 1996.

3 (1.7) (Blank).

4 (1.8) A violation or attempted violation of Section  
5 11-11 (sexual relations within families) of the Criminal  
6 Code of 1961, and the offense was committed on or after  
7 June 1, 1997.

8 (1.9) Child abduction under paragraph (10) of  
9 subsection (b) of Section 10-5 of the Criminal Code of 1961  
10 committed by luring or attempting to lure a child under the  
11 age of 16 into a motor vehicle, building, house trailer, or  
12 dwelling place without the consent of the parent or lawful  
13 custodian of the child for other than a lawful purpose and  
14 the offense was committed on or after January 1, 1998.

15 (1.10) A violation or attempted violation of any of the  
16 following Sections of the Criminal Code of 1961 when the  
17 offense was committed on or after July 1, 1999:

18 10-4 (forcible detention, if the victim is under 18  
19 years of age),

20 11-6.5 (indecent solicitation of an adult),

21 11-15 (soliciting for a prostitute, if the victim  
22 is under 18 years of age),

23 11-16 (pandering, if the victim is under 18 years  
24 of age),

25 11-18 (patronizing a prostitute, if the victim is  
26 under 18 years of age),

27 11-19 (pimping, if the victim is under 18 years of  
28 age).

29 (1.11) A violation or attempted violation of any of the  
30 following Sections of the Criminal Code of 1961 when the  
31 offense was committed on or after the effective date of  
32 this amendatory Act of the 92nd General Assembly:

33 11-9 (public indecency for a third or subsequent  
34 conviction),

1 11-9.2 (custodial sexual misconduct).

2 (1.12) A violation or attempted violation of Section  
3 5.1 of the Wrongs to Children Act (permitting sexual abuse)  
4 when the offense was committed on or after the effective  
5 date of this amendatory Act of the 92nd General Assembly.

6 (2) A violation of any former law of this State  
7 substantially equivalent to any offense listed in  
8 subsection (B) of this Section.

9 (C) A conviction for an offense of federal law, Uniform  
10 Code of Military Justice, or the law of another state or a  
11 foreign country that is substantially equivalent to any offense  
12 listed in subsections (B), (C), and (E) of this Section shall  
13 constitute a conviction for the purpose of this Article. A  
14 finding or adjudication as a sexually dangerous person or a  
15 sexually violent person under any federal law, Uniform Code of  
16 Military Justice, or the law of another state or foreign  
17 country that is substantially equivalent to the Sexually  
18 Dangerous Persons Act or the Sexually Violent Persons  
19 Commitment Act shall constitute an adjudication for the  
20 purposes of this Article.

21 (C-5) A person at least 17 years of age at the time of the  
22 commission of the offense who is convicted of first degree  
23 murder under Section 9-1 of the Criminal Code of 1961,  
24 committed on or after June 1, 1996 against a person under 18  
25 years of age, shall be required to register for natural life. A  
26 conviction for an offense of federal, Uniform Code of Military  
27 Justice, sister state, or foreign country law that is  
28 substantially equivalent to any offense listed in subsection  
29 (C-5) of this Section shall constitute a conviction for the  
30 purpose of this Article.

31 (D) As used in this Article, "law enforcement agency having  
32 jurisdiction" means the Chief of Police in each of the  
33 municipalities in which the sex offender expects to reside,  
34 work, or attend school (1) upon his or her discharge, parole or

1 release or (2) during the service of his or her sentence of  
2 probation or conditional discharge, or the Sheriff of the  
3 county, in the event no Police Chief exists or if the offender  
4 intends to reside, work, or attend school in an unincorporated  
5 area. "Law enforcement agency having jurisdiction" includes  
6 the location where out-of-state students attend school and  
7 where out-of-state employees are employed or are otherwise  
8 required to register.

9 (D-1) As used in this Article, "supervising officer" means  
10 the assigned Illinois Department of Corrections parole agent or  
11 county probation officer.

12 (E) As used in this Article, "sexual predator" means any  
13 person who, after July 1, 1999, is:

14 (1) Convicted for an offense of federal, Uniform Code  
15 of Military Justice, sister state, or foreign country law  
16 that is substantially equivalent to any offense listed in  
17 subsection (E) of this Section shall constitute a  
18 conviction for the purpose of this Article. Convicted of a  
19 violation or attempted violation of any of the following  
20 Sections of the Criminal Code of 1961, if the conviction  
21 occurred after July 1, 1999:

22 11-17.1 (keeping a place of juvenile  
23 prostitution),

24 11-19.1 (juvenile pimping),

25 11-19.2 (exploitation of a child),

26 11-20.1 (child pornography),

27 12-13 (criminal sexual assault, if the victim is a  
28 person under 12 years of age),

29 12-14 (aggravated criminal sexual assault),

30 12-14.1 (predatory criminal sexual assault of a  
31 child),

32 12-16 (aggravated criminal sexual abuse),

33 12-33 (ritualized abuse of a child); or

34 (2) convicted of first degree murder under Section 9-1



1 of the Criminal Code of 1961, when the victim was a person  
2 under 18 years of age and the defendant was at least 17  
3 years of age at the time of the commission of the offense;  
4 or

5 (3) certified as a sexually dangerous person pursuant  
6 to the Sexually Dangerous Persons Act or any substantially  
7 similar federal, Uniform Code of Military Justice, sister  
8 state, or foreign country law; or

9 (4) found to be a sexually violent person pursuant to  
10 the Sexually Violent Persons Commitment Act or any  
11 substantially similar federal, Uniform Code of Military  
12 Justice, sister state, or foreign country law; or

13 (5) convicted of a second or subsequent offense which  
14 requires registration pursuant to this Act. The conviction  
15 for the second or subsequent offense must have occurred  
16 after July 1, 1999. For purposes of this paragraph (5),  
17 "convicted" shall include a conviction under any  
18 substantially similar Illinois, federal, Uniform Code of  
19 Military Justice, sister state, or foreign country law.

20 (F) As used in this Article, "out-of-state student" means  
21 any sex offender, as defined in this Section, or sexual  
22 predator who is enrolled in Illinois, on a full-time or  
23 part-time basis, in any public or private educational  
24 institution, including, but not limited to, any secondary  
25 school, trade or professional institution, or institution of  
26 higher learning.

27 (G) As used in this Article, "out-of-state employee" means  
28 any sex offender, as defined in this Section, or sexual  
29 predator who works in Illinois, regardless of whether the  
30 individual receives payment for services performed, for a  
31 period of time of 10 or more days or for an aggregate period of  
32 time of 30 or more days during any calendar year. Persons who  
33 operate motor vehicles in the State accrue one day of  
34 employment time for any portion of a day spent in Illinois.

1 (Source: P.A. 91-48, eff. 7-1-99; 92-828, eff. 8-22-02.)

2 (730 ILCS 150/3) (from Ch. 38, par. 223)

3 Sec. 3. Duty to register.

4 (a) A sex offender, as defined in Section 2 of this Act, or  
5 sexual predator shall, within the time period prescribed in  
6 subsections (b) and (c), register in person and provide  
7 accurate information as required by the Department of State  
8 Police. Such information shall include a current photograph,  
9 current address, current place of employment, and school  
10 attended. The sex offender or sexual predator shall register:

11 (1) with the chief of police in each of the  
12 municipalities in which he or she attends school, is  
13 employed, resides or is temporarily domiciled for a period  
14 of time of 10 or more days, unless the municipality is the  
15 City of Chicago, in which case he or she shall register at  
16 the Chicago Police Department Headquarters; or

17 (2) with the sheriff in each of the counties in which  
18 he or she attends school, is employed, resides or is  
19 temporarily domiciled in an unincorporated area or, if  
20 incorporated, no police chief exists.

21 For purposes of this Article, the place of residence or  
22 temporary domicile is defined as any and all places where the  
23 sex offender resides for an aggregate period of time of 10 or  
24 more days during any calendar year.

25 The sex offender or sexual predator shall provide accurate  
26 information as required by the Department of State Police. That  
27 information shall include the sex offender's or sexual  
28 predator's current place of employment.

29 (a-5) An out-of-state student or out-of-state employee  
30 shall, within 10 days after beginning school or employment in  
31 this State, register in person and provide accurate information  
32 as required by the Department of State Police. Such information  
33 will include current place of employment, school attended, and

1 address in state of residence:

2 (1) with the chief of police in each of the  
3 municipalities in which he or she attends school or is  
4 employed for a period of time of 10 or more days or for an  
5 aggregate period of time of more than 30 days during any  
6 calendar year, unless the municipality is the City of  
7 Chicago, in which case he or she shall register at the  
8 Chicago Police Department Headquarters; or

9 (2) with the sheriff in each of the counties in which  
10 he or she attends school or is employed for a period of  
11 time of 10 or more days or for an aggregate period of time  
12 of more than 30 days during any calendar year in an  
13 unincorporated area or, if incorporated, no police chief  
14 exists.

15 The out-of-state student or out-of-state employee shall  
16 provide accurate information as required by the Department of  
17 State Police. That information shall include the out-of-state  
18 student's current place of school attendance or the  
19 out-of-state employee's current place of employment.

20 (b) Any sex offender, as defined in Section 2 of this Act,  
21 or sexual predator, regardless of any initial, prior, or other  
22 registration, shall, within 10 days of beginning school, or  
23 establishing a residence, place of employment, or temporary  
24 domicile in any county, register in person as set forth in  
25 subsection (a) or (a-5).

26 (c) The registration for any person required to register  
27 under this Article shall be as follows:

28 (1) Any person registered under the Habitual Child Sex  
29 Offender Registration Act or the Child Sex Offender  
30 Registration Act prior to January 1, 1996, shall be deemed  
31 initially registered as of January 1, 1996; however, this  
32 shall not be construed to extend the duration of  
33 registration set forth in Section 7.

34 (2) Except as provided in subsection (c) (4), any person

1 convicted or adjudicated prior to January 1, 1996, whose  
2 liability for registration under Section 7 has not expired,  
3 shall register in person prior to January 31, 1996.

4 (2.5) Except as provided in subsection (c)(4), any  
5 person who has not been notified of his or her  
6 responsibility to register shall be notified by a criminal  
7 justice entity of his or her responsibility to register.  
8 Upon notification the person must then register within 10  
9 days of notification of his or her requirement to register.  
10 If notification is not made within the offender's 10 year  
11 registration requirement, and the Department of State  
12 Police determines no evidence exists or indicates the  
13 offender attempted to avoid registration, the offender  
14 will no longer be required to register under this Act.

15 (3) Except as provided in subsection (c)(4), any person  
16 convicted on or after January 1, 1996, shall register in  
17 person within 10 days after the entry of the sentencing  
18 order based upon his or her conviction.

19 (4) Any person unable to comply with the registration  
20 requirements of this Article because he or she is confined,  
21 institutionalized, or imprisoned in Illinois on or after  
22 January 1, 1996, shall register in person within 10 days of  
23 discharge, parole or release.

24 (5) The person shall provide positive identification  
25 and documentation that substantiates proof of residence at  
26 the registering address.

27 (6) The person shall pay a \$20 initial registration fee  
28 and a \$10 annual renewal fee. The fees shall be used by the  
29 registering agency for official purposes. The agency shall  
30 establish procedures to document receipt and use of the  
31 funds. The law enforcement agency having jurisdiction may  
32 waive the registration fee if it determines that the person  
33 is indigent and unable to pay the registration fee. Ten  
34 dollars for the initial registration fee and \$5 of the

1 annual renewal fee shall be used by the registering agency  
2 for official purposes. Ten dollars of the initial  
3 registration fee and \$5 of the annual fee shall be  
4 deposited into the Sex Offender Management Board Fund under  
5 Section 19 of the Sex Offender Management Board Act. Money  
6 deposited into the Sex Offender Management Board Fund shall  
7 be administered by the Sex Offender Management Board and  
8 shall be used to fund practices endorsed or required by the  
9 Sex Offender Management Board Act including but not limited  
10 to sex offenders evaluation, treatment, or monitoring  
11 programs that are or may be developed, as well as for  
12 administrative costs, including staff, incurred by the  
13 Board.

14 (d) Within 10 days after obtaining or changing employment  
15 and, if employed on January 1, 2000, within 10 days after that  
16 date, a person required to register under this Section must  
17 report, in person or in writing to the law enforcement agency  
18 having jurisdiction, the business name and address where he or  
19 she is employed. If the person has multiple businesses or work  
20 locations, every business and work location must be reported to  
21 the law enforcement agency having jurisdiction.

22 (Source: P.A. 92-828, eff. 8-22-02; 93-616, eff. 1-1-04.)

23 (730 ILCS 150/6) (from Ch. 38, par. 226)

24 Sec. 6. Duty to report; change of address, school, or  
25 employment; duty to inform. A person who has been adjudicated  
26 to be sexually dangerous or is a sexually violent person and is  
27 later released, or found to be no longer sexually dangerous or  
28 no longer a sexually violent person and discharged, shall  
29 report in person to the law enforcement agency with whom he or  
30 she last registered no later than 90 days after the date of his  
31 or her last registration and every 90 days thereafter. Any  
32 other person who is required to register under this Article  
33 shall report in person to the appropriate law enforcement

1 agency with whom he or she last registered within one year from  
2 the date of last registration and every year thereafter. If any  
3 person required to register under this Article changes his or  
4 her residence address, place of employment, or school, he or  
5 she shall, in writing, within 10 days inform the law  
6 enforcement agency with whom he or she last registered of his  
7 or her new address, change in employment, or school and  
8 register with the appropriate law enforcement agency within the  
9 time period specified in Section 3. The law enforcement agency  
10 shall, within 3 days of receipt, notify the Department of State  
11 Police and the law enforcement agency having jurisdiction of  
12 the new place of residence, change in employment, or school.  
13 Initial and updated registration information shall be  
14 highlighted on the Department of State Police Sex Offender  
15 Database for a period of 90 days.

16 If any person required to register under this Article  
17 establishes a residence or employment outside of the State of  
18 Illinois, within 10 days after establishing that residence or  
19 employment, he or she shall, in writing, inform the law  
20 enforcement agency with which he or she last registered of his  
21 or her out-of-state residence or employment. The law  
22 enforcement agency with which such person last registered  
23 shall, within 3 days notice of an address or employment change,  
24 notify the Department of State Police. The Department of State  
25 Police shall forward such information to the out-of-state law  
26 enforcement agency having jurisdiction in the form and manner  
27 prescribed by the Department of State Police.

28 (Source: P.A. 91-48, eff. 7-1-99; 91-394, eff. 1-1-00; 92-16,  
29 eff. 6-28-01; 92-828, eff. 8-22-02.)

30 (730 ILCS 150/8) (from Ch. 38, par. 228)

31 Sec. 8. Registration Requirements. Registration as  
32 required by this Article shall consist of a statement in  
33 writing signed by the person giving the information that is

1 required by the Department of State Police, which may include  
2 the fingerprints and must include a current photograph of the  
3 person, to be updated annually. The registration information  
4 must include whether the person is a sex offender as defined in  
5 the Sex Offender and Child Murderer Community Notification Law.  
6 Within 3 days, the registering law enforcement agency shall  
7 forward any required information to the Department of State  
8 Police. The registering law enforcement agency shall enter the  
9 information into the Law Enforcement Agencies Data System  
10 (LEADS) as provided in Sections 6 and 7 of the  
11 Intergovernmental Missing Child Recovery Act of 1984.

12 (Source: P.A. 90-193, eff. 7-24-97; 91-224, eff. 7-1-00.)

13 (730 ILCS 150/8-5)

14 Sec. 8-5. Verification ~~Address verification~~ requirements.

15 (a) Address verification. The agency having jurisdiction  
16 shall verify the address of sex offenders, as defined in  
17 Section 2 of this Act, or sexual predators required to register  
18 with their agency at least once per calendar year. The  
19 verification must be documented in LEADS in the form and manner  
20 required by the Department of State Police.

21 (b) Registration verification. The supervising officer  
22 shall, within 15 days of sentencing to probation or release  
23 from an Illinois Department of Corrections facility, contact  
24 the law enforcement agency in the jurisdiction in which the sex  
25 offender or sexual predator designated as his or her intended  
26 residence and verify compliance with the requirements of this  
27 Act. Revocation proceedings shall be immediately commenced  
28 against a sex offender or sexual predator on probation, parole,  
29 or mandatory supervised release who fails to comply with the  
30 requirements of this Act.

31 (Source: P.A. 91-48, eff. 7-1-99; 92-828, eff. 8-22-02.)

32 (730 ILCS 150/10) (from Ch. 38, par. 230)

1           Sec. 10. Penalty. Any person who is required to register  
2 under this Article who violates any of the provisions of this  
3 Article and any person who is required to register under this  
4 Article who seeks to change his or her name under Article 21 of  
5 the Code of Civil Procedure is guilty of a Class 3 ~~4~~ felony.  
6 Any person who is required to register under this Article who  
7 knowingly or wilfully gives material information required by  
8 this Article that is false is guilty of a Class 3 felony. Any  
9 person convicted of a violation of any provision of this  
10 Article shall, in addition to any other penalty required by  
11 law, be required to serve a minimum period of 7 days  
12 confinement in the local county jail. The court shall impose a  
13 mandatory minimum fine of \$500 for failure to comply with any  
14 provision of this Article. These fines shall be deposited in  
15 the Sex Offender Registration Fund. Any sex offender, as  
16 defined in Section 2 of this Act, or sexual predator who  
17 violates any provision of this Article may be tried in any  
18 Illinois county where the sex offender can be located.  
19 (Source: P.A. 91-48, eff. 7-1-99; 91-221, eff. 7-22-99; 92-16,  
20 eff. 6-28-01; 92-828, eff. 8-22-02.)

21           Section 15. The Sex Offender and Child Murderer Community  
22 Notification Law is amended by changing Section 115 as follows:

23           (730 ILCS 152/115)

24           Sec. 115. Sex offender database.

25           (a) The Department of State Police shall establish and  
26 maintain a Statewide Sex Offender Database for the purpose of  
27 identifying sex offenders and making that information  
28 available to the persons specified in Sections 120 and 125 of  
29 this Law. The Database shall be created from the Law  
30 Enforcement Agencies Data System (LEADS) established under  
31 Section 6 of the Intergovernmental Missing Child Recovery Act  
32 of 1984. The Department of State Police shall examine its LEADS



1 database for persons registered as sex offenders under the Sex  
2 Offender Registration Act and shall identify those who are sex  
3 offenders and shall add all the information, including  
4 photographs if available, on those sex offenders to the  
5 Statewide Sex Offender Database.

6 (b) The Department of State Police must make the  
7 information contained in the Statewide Sex Offender Database  
8 accessible on the Internet by means of a hyperlink labeled "Sex  
9 Offender Information" on the Department's World Wide Web home  
10 page and must include hyperlinks to the sex offender Web sites  
11 of Missouri, Indiana, Wisconsin, Kentucky, and Iowa. The  
12 Department of State Police must update that information as it  
13 deems necessary and must highlight additions to its registry  
14 for a period of 90 days.

15 The Department of State Police may require that a person  
16 who seeks access to the sex offender information submit  
17 biographical information about himself or herself before  
18 permitting access to the sex offender information. The  
19 Department of State Police may limit access to the sex offender  
20 information to information about sex offenders who reside  
21 within a specified geographic area in proximity to the address  
22 of the person seeking that information. The Department of State  
23 Police must promulgate rules in accordance with the Illinois  
24 Administrative Procedure Act to implement this subsection (b)  
25 and those rules must include procedures to ensure that the  
26 information in the database is accurate.

27 (Source: P.A. 90-193, eff. 7-24-97; 91-224, eff. 7-1-00.)".